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Frederick P. Fish  
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## FISH &amp; RICHARDSON P.C.

January 15, 2002

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Attorney Docket No.: 13681-003002

**Box Patent Application**  
Commissioner for Patents  
Washington, DC 20231

Presented for filing is a new continuation patent application of:

Applicant: AUGUSTINE M. K. CHOI, PATTY J. LEE AND LEO E. OTTERBEIN

Title: CARBON MONOXIDE AS A BIOMARKER AND THERAPEUTIC  
AGENTThe prior application is assigned of record to Yale University by virtue of an  
assignment submitted to the Patent and Trademark Office and recorded on  
October 12, 2000, at 011169/0792.Enclosed are the following papers, including those required to receive a filing date  
under 37 CFR §1.53(b):

	<u>Pages</u>
Specification	37
Claims	7
Abstract	1
Declaration	4
Drawing(s)	13

## Enclosures:

- Information Disclosure Statement, 2 pgs., with PTO-1449, 1 page, listing documents cited in the parent application and new disclosure information. Please confirm that these have been considered in this application by returning a copy of the Form PTO-1449 with the examiner's initials.
- Preliminary amendment, 3 pages.
- Copy of Revocation and New Power of Attorney

## CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL624270511US

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

January 15, 2002

Date of Deposit

Signature

Typed or Printed Name of Person Signing Certificate

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FISH & RICHARDSON P.C.

Commissioner for Patents

January 15, 2002

Page 2

- Copy of Petition for Extension of Time
- Postcard.

This application is a continuation (and claims the benefit of priority under 35 USC 120) of U.S. application serial no. 09/538,788, filed March 30, 2000, which claims priority from U.S. provisional application number 60/127,616, filed April 1, 1999. The disclosure of the prior applications are considered part of (and are incorporated by reference in) the disclosure of this application.

Basic filing fee	\$740
Total claims in excess of 20 times \$18	\$54
Independent claims in excess of 3 times \$84	\$84
Fee for multiple dependent claims	\$0
Total filing fee:	\$878

A check for the filing fee is enclosed. Please apply any other required fees or any credits to Deposit Account No. 06-1050, referencing the attorney docket number shown above.

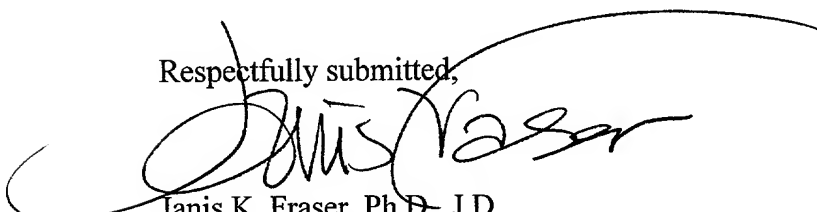
If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (617) 542-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

JANIS K. FRASER, PH.D., J.D.  
Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804

Respectfully submitted,

  
Janis K. Fraser, Ph.D., J.D.  
Reg. No. 34,819

Enclosures

JKF/kjp

20373458.doc

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Augustine M. K. Choi *et al.* Art Unit : 1619  
Serial No. : 09/538,788 Examiner : F. Choi  
Filed : March 30, 2000  
Title : CARBON MONOXIDE AS A BIOMARKER AND THERAPEUTIC AGENT

Commissioner for Patents  
Washington, D.C. 20231

PETITION FOR THREE-MONTH EXTENSION OF TIME

Pursuant to 37 CFR §1.136, applicants hereby petition that the period for response to the action dated July 17, 2001, be extended for three months to and including January 17, 2002.

Enclosed is a check for \$920 for the required fee. Please apply any other charges or credits to Deposit Account No. 06-1050, referencing Attorney Docket No. 13681-003001.

Respectfully submitted,

Date:

Jan. 15, 2002

Janis K. Fraser, Ph.D., J.D.  
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